

REMARKS

Reconsideration and further prosecution of the above-identified application are respectfully requested in view of the amendments and discussion that follows. Claims 1-28 are pending in the prior application.

Rejections Under 35 U.S.C. §101

Claims 1-28 have been rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. In view of the content of the claims as presently amended, applicant respectfully traverses these rejections.

The independent claims has been amended to more clearly claim the invention in the context described in the specification. Support for the amendments is provided by the previous wording of the claims.

In support of the rejection under 35 U.S.C. §101, the Examiner assert that "The claims are not seen to be concrete or repeatable, specifically, it is unclear if the 'wherein at least a first entry...' is actually performed or if the first entry of the cumulative record is actually modified, because it is not positively recited and its is unclear when in the process it actually occurs" (Office Action of 12/15/05, page 2). Since the modification of the first entry is now positively recited, the rejections are now improper and should be withdrawn.

Rejections Under 35 U.S.C. §112

Claims 1-28 have been rejected under 35 U.S.C. §112, first paragraph, as being indefinite. In particular, the

Examiner asserts that " it is unclear if the 'wherein at least a first entry...' is actually performed or if the first entry of the cumulative record is actually modified, because it is not positively recited and its is unclear when in the process it actually occurs" (Office Action of 12/15/05, page 2)". Since the modification of the first entry is now positively recited, the rejections are now improper and should be withdrawn.

Rejections Under 35 U.S.C. §103(a)

Claims 1-4 and 6-28 have been rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Pat. No. 6,623,049 to Kuhn. In view of the content of the claims as presently amended, applicant respectfully traverses these rejections.

Independent claim 1 is now limited the method step of "the computer determining how a first entry of a plurality of entries of the cumulative record is to be modified to reflect the interaction information within the interaction record based upon a data operation associated with the first entry". Independent claims 14, 26 and 27 contain similar limitations.

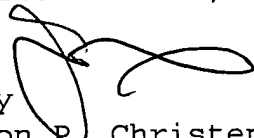
It may be noted next that Kuhn fails to provide any teaching of "the computer determining how a first entry of a plurality of entries of the cumulative record is to be modified to reflect the interaction information within the interaction record based upon a data operation associated with the first entry". As such, Kuhn does not do the same or any similar thing as that of the claimed invention. Since Kuhn does not do the same or any similar thing as that of the claimed invention, the rejections are now improper and should be withdrawn.

Closing Remarks

Allowance of claims 1-28, as now presented, is believed to be in order and such action is earnestly solicited. Should the Examiner be of the opinion that a telephone conference would expedite prosecution of the subject application, he is respectfully requested to telephone applicant's undersigned attorney.

The Commissioner is hereby authorized to charge any additional fee which may be required for this application under 37 C.F.R. §§ 1.16-1.18, including but not limited to the issue fee, or credit any overpayment, to Deposit Account No. 23-0920. Should no proper amount be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 23-0920. A duplicate copy of this sheet(s) is enclosed.

Respectfully submitted,
WELSH & KATZ, LTD.

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